IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

FRIDAY, THE 24TH AUGUST 2007 / 2ND BHADRA 1929

WP(C).No. 22759 of 2007(H)

PETITIONER:

KURIAKOSE P.MANI,
AGE 51, S/O.P.J.MANI, PUTHUR HOUSE,
PERUVA P.O., KOTTAYAM.

BY ADV. SRI.PRAVEEN K. JOY
SMT.THANKOM.MUKUNDA KRISHNAN

RESPONDENTS:

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1. THE DISTRICT COLLECTOR,
KOTTAYAM.

2. THE DEPUTY TAHASILDAR,
(REVENUE RECOVERY), VAIKOM.

3. THE VILLAGE OFFICER,
MULAKKULAM.

4. KERALA STATE INDUSTRIAL DEVELOPMENT
CORPORATION LTD., REPRESENTED BY DEPUTY GENERAL
MANAGER, CHOICE TOWERS, MANORAMA JUNCTION,
ERNAKULAM.

5. M/S.RON MARTINE LTD.,
FLAT NO.103, PANCHAVATTI APARTMENT,
VYTTILA, COCHIN-19.
REPRESENTED BY MANAGING DIRECTOR BENNY ROHAN.

BY ADV. SRI.M.PATHROSE MATTHAI (SR.), SC
SRI.SAJI VARGHESE
ADV. SMT.M.K.PUSHPALATHA, GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 24/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

WP(C) No. 22759 of 2007

Dated, this the 24th day of August, 2007

J U D G M E N T

The earlier writ petition filed by the petitioner in the same subject was dismissed. The present writ petition is filed for a direction to the 4th respondent to grant OTS benefit to the petitioner. Since OTS benefit was once granted vide Ext.P1 letter and default was committed, 4th respondent is free to notify the property for sale. However, if petitioner or the 5th respondent makes payment under OTS scheme already granted, even though with a delay, there will be direction to the 4th respondent to accept that payment and allow settlement, provided, interest is paid under current rate on the OTS amount for the belated payment.

This writ petition is disposed of as above.

(C.N.RAMACHANDRAN NAIR, JUDGE.)

jg